

A RESOLUTION BY THE PUBLIC SAFETY AND LEGAL ADMINISTRATION
COMMITTEE

03-~~2~~-0922

A RESOLUTION AUTHORIZING SETTLEMENT OF ALL CLAIMS OF JEFFERY COAST AGAINST THE CITY OF ATLANTA IN THE CASE OF JEFFERY COAST V. GREGORY L. ISAAC, OFFICER ISAIAH OLIVER SOLOMON AND THE CITY OF ATLANTA, CASE NUMBER SU02CV2776, IN THE SUPERIOR COURT OF MUSCOGEE COUNTY; TO CAUSE PAYMENT TO BE MADE IN THE AMOUNT OF TWO THOUSAND DOLLARS (\$2,000.00); AND FOR OTHER PURPOSES.

WHEREAS, on September 3, 2002, the Plaintiff initiated the case of Jeffery Coast V. Gregory L. Isaac, Officer Isaiah Oliver Solomon and the City Of Atlanta, alleging that these defendants are liable for personal injury; and

WHEREAS, the Plaintiff's lawsuit stems from a motor vehicle accident which occurred on January 14, 2001, involving Defendant Isaiah Oliver Solomon, who has since resigned but was then on duty as an Atlanta police officer when the patrol car he was driving collided with the vehicle driven by Defendant Gregory L. Isaac, in which Plaintiff was a passenger; and

WHEREAS, Defendant Solomon was driving northbound on Piedmont Avenue; and

WHEREAS, Defendant Gregory Isaac and Plaintiff Jeffery Coast were traveling eastbound on 8th Street; and

WHEREAS, the vehicles driven by Solomon and Isaac collided at the intersection of Piedmont Avenue and 8th Street, causing both vehicles to spin out of control; and

WHEREAS, Officer Solomon suffered a concussion as a result of the collision, and was admitted to Grady Hospital; and

WHEREAS, Coast received bodily injury as a result of the accident; and

WHEREAS, Coast incurred medical expenses in excess of \$32,000.00, lost wages, attorneys' fees, and other damages, including pain and suffering; and

WHEREAS, the City Attorney is not representing Defendant Solomon because he has failed to request representation in accordance with City of Atlanta Code of Ordinances § 2-783(c); and

WHEREAS, the City of Atlanta is entitled to sovereign immunity for damages in excess of \$2,000.00 per the provisions of Atlanta City Code § 2-4 that were in effect at the time of this accident ; and

WHEREAS, by this settlement, the City of Atlanta admits no liability; and

WHEREAS, the offer of settlement acceptable to the Plaintiff is, in the opinion of the City Attorney, appropriate to settle all claims against the City of Atlanta arising out of the case of Jeffery Coast v. Gregory L. Isaac, Officer Isaiah Oliver Solomon and the City Of Atlanta.

THE CITY COUNCIL OF THE CITY OF ATLANTA, GEORGIA, HEREBY RESOLVES that the City Attorney be and is hereby authorized to conclude settlement of all claims against the City of Atlanta arising out of the lawsuit filed by the Plaintiff in the Superior Court of Muscogee County, as set forth in Civil Action Number SU02CV2776.

THE CITY COUNCIL FURTHER RESOLVES that the Chief Financial Officer is authorized to pay the total of Two Thousand Dollars (\$2,000.00) at the direction of the City Attorney from the account of 1A01 529017 T31001. Payment shall be in the form of a check in the amount of \$2,000.00, payable to Jeffery Coast and Dixon James, Esq. Such payment will be in full consideration of the dismissal of all claims against the City of Atlanta.